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Counsel for Defendant INIGUEZ

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,)	No. CR-07-0278 EDL
)	
Plaintiff,)	STIPULATION AND [PROPOSED]
)	ORDER CONTINUING STATUS
v.)	CONFERENCE AND EXCLUDING TIME
)	UNDER THE SPEEDY TRIAL ACT
DAVID INIGUEZ,)	
)	
Defendant.)	
)	

Having made his initial appearance on an information charging him with theft of government property, in violation of 18 U.S.C. § 641, defendant David Iniguez is scheduled to appear before this Court for status or trial setting on July 3, 2007.

Defense counsel will be out of state on July 3, 2007. Accordingly, the parties agree and stipulate to a one-week continuance of the matter to July 10, 2007. The government has supplied discovery. The defendant has requested additional discovery, and government counsel is in the process of determining whether there are materials responsive to the defendant's request. At the same time, the parties are engaged in settlement negotiations.

The parties further agree and stipulate that the time between July 3, 2007 and July 10, 2007 should be excluded under the Speedy Trial Act to provide for continuity and effective

1 preparation of counsel.

2 IT SO STIPULATED.

3 BARRY J. PORTMAN
4 Federal Public Defender

/s/

5 Dated: 6/19/07

JOSH COHEN
6 Assistant Federal Public Defender

7 SCOTT N. SCHOOLS
8 United States Attorney

/s/

9 Dated: 6/19/07

10 WENDY THOMAS
11 Assistant United States Attorney

12 **ORDER**

13 Accordingly, and for good cause shown, the status conference presently scheduled for
14 July 3, 2007 is hereby continued to July 10, 2007 at 10:30 a.m.

15 The time from July 3, 2007 through July 10, 2007 shall be excluded under the Speedy
16 Trial Act. The Court finds that the failure to grant the requested continuance would deny the
17 defendant continuity and effective preparation of counsel. See 18 U.S.C. § 3161(h)(8)(B)(iv).
18 The Court further finds that the ends of justice served by granting the requested continuance
19 outweigh the best interests of the public and the defendant in a speedy trial and in the prompt
20 disposition of criminal cases. See id. § 3161(h)(8)(A).

21 IT IS SO ORDERED.

22 Dated: June 25, 2007

23 ELIZABETH D. LAPORTE
24 UNITED STATES DISTRICT COURT
25 JUDGE
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